

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

KENATH RICHARD STEIN,

Plaintiff,

v.

ORDER

Civil File No. 09-1995 (MJD/JJG)

CHASE HOME FINANCE, LLC,
and NATIONAL CITY BANK,

Defendants.

Kenath Richard Stein, pro se.

Aleava Rael Sayre, Calvin P. Hoffman, and Marc D. Simpson, Leonard Street and
Deinard, PA, Counsel for Defendant Chase Home Finance, LLC.

Ben I. Rust, Peterson, Fram & Bergman, Counsel for Defendant National City
Bank.

The above-entitled matter comes before the Court upon the Report and
Recommendation of United States Magistrate Judge Jeanne J. Graham dated
January 5, 2010. [Docket No. 31] Plaintiff Kenath Richard Stein filed objections
to the Report and Recommendation.

Pursuant to statute, the Court has conducted a de novo review of the

record. 28 U.S.C. § 636(b)(1); Local Rule 72.2(b). Based upon that review, the Court **ADOPTS** the Report and Recommendation of United States Magistrate Judge Jeanne J. Graham dated January 5, 2010, with the exception that the Court strikes footnote two, and the second sentence in Section II(D) is amended to read as follows: "The motions for consolidation are identical, except that the motion dated December 15, 2009, seeks consolidation with Hennepin County District Court case file 27-CV-09-17973, and the motion dated December 22, 2009, seeks consolidation with Hennepin County District Court case file 27-CV-09-29825."

Accordingly, based upon the files, records, and proceedings herein, **IT IS HEREBY ORDERED** that:

1. The Court **ADOPTS** the Magistrate Judge's Report and Recommendation dated January 5, 2010 [Docket No. 31], with the modifications as set forth above.
2. Plaintiff Kenath Richard Stein's Motion to Strike Notice of Removal [Docket No. 2] is **DENIED**.
3. Plaintiff's Motions to Consolidate Cases [Docket Nos. 26, 28] are **DENIED**.

Dated: February 2, 2010

s/ Michael J. Davis

Michael J. Davis

Chief Judge

United States District Court